

AMENDED IN ASSEMBLY APRIL 28, 2003

CALIFORNIA LEGISLATURE—2003–04 REGULAR SESSION

ASSEMBLY BILL

No. 688

Introduced by Assembly Member Nakanishi

February 19, 2003

An act to add Article 9 (commencing with Section 70450) to Chapter 5.7 of Title 8 of the Government Code, relating to court facilities. An act to add Section 70515 to the Government Code, relating to court facilities.

LEGISLATIVE COUNSEL'S DIGEST

AB 688, as amended, Nakanishi. Court facilities: ~~Amador County~~ *bond funding.*

Existing law ~~requires the Judicial Council and each county to enter into an agreement providing for the transfer, between July 1, 2004, and June 30, 2007, of responsibility for and ownership of court facilities from the county to the Judicial Council and the state, subject to specified conditions~~ *sets forth the duties and responsibilities of the Judicial Council with respect to court facilities. SB 655, if enacted and approved by the voters, would establish the California Court Facilities Construction and Renovation Bond Act of 2004, pursuant to which the Judicial Council would establish priorities for construction of court facilities from bond proceeds according to recommendations for bond-funded projects to be submitted to the Governor and the Legislature.*

This bill would ~~require Amador County, in lieu of that agreement, to convey title to the Amador County Courthouse and the Amador County Hospital to the state on January 1, 2004, and to pay a sum to the Judicial~~

~~Council, as agreed by the county and the Judicial Council, for construction or reconstruction of specified court facilities, plus interest, as specified, contingent upon the approval of SB 655 by the voters at a statewide general election in 2004, provide that in establishing the recommended priorities for funding of projects under the California Court Facilities Construction and Renovation Bond Act of 2004, the Judicial Council shall consider all relevant factors bearing on the priority of each proposed project, as specified.~~

Vote: majority. Appropriation: no. Fiscal committee: yes.
State-mandated local program: no.

The people of the State of California do enact as follows:

~~SECTION 1. Article 9 (commencing with Section 70450) is added to Chapter 5.7 of Title 8 of the Government Code, to read:~~

~~SECTION 1. Section 70515 is added to the Government Code, to read:~~

~~70515. In establishing the recommended priorities for funding of projects under this chapter, the Judicial Council shall consider all relevant factors bearing on the priority of each proposed project. One factor that the Judicial Council may consider, among any other relevant factors, is whether there is a proposal to provide matching funds to the total cost of a project. The provision of funds may include real property. This section does not require the Judicial Council to provide priority because matching funds are available, or to require that the availability of matching funds shall be given any more consideration than it would otherwise be given.~~

~~SEC. 2. Section 1 of this act shall become operative only if the voters approve the California Court Facilities Construction and Renovation Bond Act of 2004 proposed by Senate Bill 655 of the 2003–04 Regular Session at a statewide election held in 2004.~~

~~Article 9. Transfer of Amador County Court Facilities~~

~~70450. Notwithstanding the provisions of Article 3 (commencing with Section 70321) to the contrary:~~

~~(a) On January 1, 2004, Amador County shall convey by grant deed to the state title to the real properties comprising the Amador~~

1 ~~County Courthouse and the Amador County Hospital, in their~~
2 ~~current condition.~~

3 ~~(b) On January 1, 2004, Amador County shall transmit to the~~
4 ~~Judicial Council a sum agreed to by the county and the Judicial~~
5 ~~Council, pursuant to this chapter, to construct or reconstruct~~
6 ~~superior court facilities in the City of Jackson, together with any~~
7 ~~interest accrued thereon from July 1, 2003.~~

8 ~~70451. Upon completion of the actions described in Section~~
9 ~~70450, Amador County shall be deemed to have complied with all~~
10 ~~of the requirements of Article 3 (commencing with Section 70321)~~
11 ~~with respect to the county's court facilities and shall be relieved of~~
12 ~~any responsibility for providing for those facilities, as provided in~~
13 ~~Section 70312.~~

14 ~~70452. The provisions of this article shall constitute the~~
15 ~~agreement between Amador County and the Judicial Council as~~
16 ~~required by Section 70321.~~

